

NO. PD-1047-18
JOSE MUSA-VALLE § IN THE COURT OF CRIMINAL APPEALS
V. § CRIMINAL APPEALS
THE STATE OF TEXAS § OF TEXAS

MOTION FOR EXTENSION OF TIME TO FILE STATE'S BRIEF

TO THE HONORABLE COURT OF CRIMINAL APPEALS:

Joe D. Gonzales, Criminal District Attorney of Bexar County, Texas, asks this Court to extend the time for filing the State's reply brief in this cause.

This proceeding stems from a motion to quash on a discharge of a firearm in certain municipalities case. The trial court granted the defense motion to quash and the State appealed. The Fourth Court of Appeals reversed the trial court, prompting Appellant's petition to this Court. This Court granted Appellant's Petition for Discretionary Review on January 9, 2019. Appellant filed his brief on the merits on February 26, 2019. The State's reply brief was due on March 28, 2019.

This is the State's first request for an extension and it is not sought for the purposes of delay. The State requests fifteen (15) day to finalize its brief. The State has been working diligently on the State's reply; however, there have been DA business interruptions and other responsibilities of State's counsel that has

prevented the State from finishing its brief. Counsel has prepared and presented in-house training for the District Attorney's Office in March. In addition, counsel for the State has been advising and working on a capital murder case, State v. Otis McKane, as the case is being prepared for trial.

Counsel for the State prays the Court grant an extension of time for 15 days and order the State's brief due March 12, 2019.

Respectfully submitted,

Joe D. Gonzales
Criminal District Attorney
Bexar County, Texas

/s/ Lauren A. Scott

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Attorneys for the State

CERTIFICATE OF COMPLIANCE AND SERVICE

I, Lauren A. Scott, herby certify that a true and correct copy of the above
and forgoing motion was electronically delivered to appellant's attorney of record.

/s/ Lauren A. Scott

Lauren A. Scott
Assistant Criminal District Attorney